IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.3142 OF 2006.

Intajar Alam Aga Hasan Khan ..Applicant
V/s
State of Maharashtra and others ..Respondents.

Mr. P.A. Siddiqui & Mr. K.S. Pachoo with Mr. A.I.Kaysar for the applicant.

Mr. R.Y. Mirza, A.P.P. for the respondents.

CORAM : S.C. DHARMADHIKARI, J.

DATE : 28TH AUGUST, 2006.

P.C.

. After perusing the application and annexures thereto it is clear that as far as the applicant's role in the offence alleged in CR. No. 256 of 2006, registered at CB Control, CID Unit II, Yellow Gate Police Station Mumbai, prima facie appears to be that from his shop premises about 258 empty containers and about 1296 stickers of castrol were recovered. Three accused are enlarged on bail. In such circumstances, and considering that the offences alleged are violation of Provisions of Copyright Act as also related provisions under Indian Penal Code, the applicant deserves to be enlarged on bail. Hence, the following

order:-

i) The applicant arrested in connection with CR.No. 256/2006 registered with CB Control CID Unit II, Yellow Gate Police Station shall be enlarged on bail subject to furnishing a personal bond of Rs. 10,000/- with one or two local sureties in the like amount.

ii) The bail is granted subject to condition that the applicant will remain present before the concerned investigating officer CB Control, CID, Unit II, Yellow Gate Police Station, Mumbai twice in a week till the chargesheet is filed, thereafter as may be directed by the trial Court.

iii) The order of bail will be given effect only after the applicant furnishes to the investigating officer the details about his place of residence and address where he proposes to stay after he is enlarged on bail. The applicant will not change his residential address thereafter till the conclusion of trial without prior intimation to the Investigating officer.

iv) The bail is granted subject to condition that

the applicant shall not directly or indirectly, make any inducement or threat to any prosecution witnesses and shall not in any manner tamper with the prosecution evidence.

v) The applicant shall cooperate with the learned Trial Judge for expeditious disposal of the case. Any attempt by the applicant to delay the trial may be a ground for cancellation of bail.

vi) Any observation made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial.

vii) Application is disposed of in above terms.

viii) Parties to act on an authenticated copy of this order.

(S.C. DHARMADHIKARI, J.)